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Office of the Attorney General

Douglas B. Moylan

Attorney General of Guam Solicitors Division

Guam Judicial Center, Suite 2-200E

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www.guamattorneygeneral.com law@mail.justice.gov.gu

Attorneys for Respondents

DISTRICT COURT OF GUAM

JAN 24 2005

MARY L.M. MORAN CLERK OF COURT

IN THE DISTRICT COURT OF GUAM TERRITORY OF GUAM

JULIE BABAUTA SANTOS, CIVIL CASE NO. CV04-00006

Petitioner,

VS.

FELIX P. CAMACHO, Governor of Guam, et al..

Respondents.

RESPONDENTS' LIST OF EXHIBITS

NOT **EXHIBIT** DESCRIPTION ADMITTED **ADMITTED** Α Tax documents, 1998 income tax return

В Form 8821 (Tax Information Authorization), Form 4507 (Request for Transcript of Tax Return) signed by Joeday Budomo, dated January 19, 2005.

of Joeday Budomo.

Respondents' List of Exhibits District Court Civil Case No. 04-00006

> Case 1:04-cv-00006 Document 147 Filed 01/24/2005 Page 1 of 9

	EXHIBIT	DESCRIPTION	NOT ADMITTED	ADMITTED
3	С	Letter of Stephen A. Cohen, Assistant Attorney General, to Artemio B. Ilagan,		
4		Director of Department of Revenue and Taxation, dated January 19, 2005 re:		
5		Joey Budomo.		
6	D	Settlement Agreement, dated June 14, 2004, Santos v. Camacho, et al.,		
7		District Court of Guam Civ. No. 04-00006.		
8	_			
9	Е	Stipulated Order Granting Preliminary Approval of Class Action Settlement,		
10		June 17, 2004, Santos v. Camacho et al., District Court of Guam Civ.		
11		No. 04-00006.		
12	F	Letter to Vice-Speaker Frank B. Aguon, Jr., dated July 14, 2004.		
3	G	Civil Minutes, July 16, 2004, Santos v.		
14		Camacho, et al., District Court of Guam, Civ. No. 04-00006.		
15	17	Manager days from Larged a M. Days		
16	H	Memorandum from Lourdes M. Perez, Director of the Department of		
17		Administration, to Douglas B. Moylan, Attorney General of Guam, dated		
18		July 20, 2004.		
19	I	Memorandum of Lourdes M. Perez, Director of the Department of Administrati	on	
20		To Governor Felix P. Camacho, dated July 22, 2004.	.011	
21		July 22, 2004.		
22	J	Fax transmittal sheet together with attached Draft Administration Plan submitted by the		
23		Department of Revenue and Taxation to Attorney General Douglas B. Moylan, date	ed	
24		July 29, 2004.		
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Page 2
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

	EXHIBIT	DESCRIPTION	<u>NOT</u> <u>ADMITTED</u>	ADMITTED
3	К	Memorandum of Assistant Attorney Gen		
4		Stephen A. Cohen to Felix P. Camacho c Shannon Taitano, Esq., Lourdes M. Perez		
5		Artemio B. Ilagan, dated September 9, 20	004.	
6	L	Memorandum of Assistant Attorney Gen Stephen A. Cohen to Artemio Ilagan, Dir		
7 8		And John Camacho, Deputy Director, Department of Revenue and Taxation, da September 15, 2004.	ted	
9	M	Memorandum of Assistant Attorney Gen	eral	
10		Stephen A. Cohen to Felix P. Camacho c Shannon Taitano, Esq., Lourdes M. Perez	/o	
11		and Artemio B. Ilagan, dated September 2004.		
12	N	Letter to Shannon Taitano, Esq. to Assist		
14 ³		Attorney General Stephen A. Cohen, date September 16, 2004.	ed	
15	О	Letter from Lourdes M. Perez, Director of the Department of Administration, to	of	
16		Assistant Attorney General Stephen A. Cohen, dated September 20, 2004.		
17	P	Memorandum from Artemio B. Ilagan,		
18		Director of the Department of Revenue a Taxation, to Assistant Attorney General	nd	
19		Stephen A. Cohen, dated September 21, 2004.		
20	Q	Letter from Shannon Taitano, Esq. to		
21		Assistant Attorney General Stephen A. Cohen, dated October 7, 2004.		
22	R		-n1	
23	K	Memorandum of Deputy Attorney General Charles Troutman to Attorney General Develop B. Moyden, detect October 12, 2		
24		Douglas B. Moylan, dated October 13, 2	UU4.	
-25				

Page 3
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

2	EXHIBIT	DESCRIPTION	NOT ADMITTED	ADMITTED
3	S	Memorandum of Assistant Attorney Genera	1	
4		Stephen A. Cohen to Shannon Taitano, Artemio B. Ilagan and Lourdes M. Perez,		
5		dated October 27, 2004.		
6	Т	Letter of Assistant Attorney General Stephen		
7		A. Cohen to Michael F. Phillips, Esq., dated October 27, 2004.		
8	υ	Letter of Shannon Taitano, Esq. to Assistant	-	
9		Attorney General Stephen A. Cohen, dated October 29, 2004.		3
10	V	Letter of Douglas B. Moylan, Attorney		
11		General, to Shannon Taitano, Esq., dated November 5, 2004.		
12	w	Letter of Felix P. Camacho, Governor of		
3		Guam, to Senator Vicente C. Pangelinan, Speaker of the 27 th Guam Legislature,		
14		dated November 16, 2004.		
15	X	Declaration of Artemio B. Ilagan, dated		
16		November 24, 2004, Santos v. Camacho, et al., District Court of Guam, Civ. No.		
17		04-00006.		
18	Y	Declaration of Joseph C. Manibusan, dated November 24, 2004, Santos v. Camacho,		
19		et al., District Court of Guam, Civ. No. 04-00006.		
20	-			
21	Z	Declaration of Lourdes M. Perez, dated November 24, 2004, Santos v. Camacho,		
22		et al., District Court of Guam, Civ. No. 04-00006.		
23	AA	Letter of Artemio B. Ilagan, Director of		
24	}	Department of Revenue and Taxation, To Douglas B. Moylan, Attorney General,		
25		dated December 8, 2004.		

Page 4
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

2	EXHIBIT	DESCRIPTION	NOT ADMITTED	ADMITTED
3	ВВ	Letter to Lourdes M. Perez, Director of The Department of Administration, to		
4 5		Douglas B. Moylan, Attorney General, dated December 9, 2004.		
6	CC	Letter of Douglas B. Moylan, Attorney		
7		General, to Artemio B. Ilagan, Director of Department of Administration, dated December 13, 2004.		
8		dated December 13, 2004.		
9	DD	Letter to Douglas B. Moylan, Attorney General, to Lourdes M. Perez, Director		
10		Of Department of Administration, dated December 13, 2004.		
11	EE	Memorandum of Points and Authorities		
12		in Opposition to Attorney General's Brief, dated November 24, 2004,		
14		Santos v. Camacho, et al., District Court of Guam, Civ. No. 04-00006, filed by Calvo & Clark		
15	FF	Amended Memorandum of Points and		
16		Authorities in Support of Opposition to Petitioner's Motion for Approval of		
17		Administrative Plan, dated November 29, 2004, filed by Calvo & Clark,		
18		Santos v. Camacho, et al., District Court of Guam, Civ. No. 04-00006.		
19	GG	Exhibit Executive Order No. 2005-01,		:
20	40	Relative to Filing Earned Income Tax Credit Claims with the Department of		
21	-	Revenue and Taxation, dated January		,
22		12, 2005.		
23	HH	(1) Letter of S. Cohen to Office of Governor, dated January 4, 2005, re:		
24		Sunshine Act request; (2) responsive Lette of S. Taitano to S. Cohen, dated	T	
25		January 10, 2005.		

Page 5
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

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3	EXHIBIT	DESCRIPTION	<u>NOT</u> <u>ADMITTED</u>	ADMITTED
4	l II	(1) Letter of W. Weinberg to Dept. of		
5		Revenue & Taxation, dated January 4, 7 re: Sunshine Act request; (2) responsive		
6		of A. Ilagan to R. Weinberg, dated Janu 2005.	ary 10,	
7	JJ	(1) Letter of S. Cohen to Dept. of Adm	inistration.	
8		dated January 4, 2005, re: Sunshine Ac (2) responsive letter of L. Perez to S. C	t request;	
9		dated January 10, 2004 [sic].	onen,	
10	KK	Multiple documents relating to the		
11		Procurement of attorney Rawlen Mantanona to provide legal services in		
12		Artemio B. Ilagan, Director of the Department of Revenue and Taxation,		,
13		and Lourdes M. Perez, Director of the Department of Administration, in the		
14		Case of Santos v. Camacho, et al., District Court of Guam, Civ. No.		
15		04-00006.		
16	LL	(1) Amendment to the Agreement for		
17		Professional Services between the Government of Guam and Calvo and		
18		Clark, LLP (Conflicts Counsel Agreem unexecuted; (2) Agreement for Profession	* *	
19		Services between the Government of Guam and Calvo and Clark, LLP (Cont	flicts	
20		Counsel Agreement), unexecuted.		
21	MM	Multiple documents relating to press releases and press briefings of the Gove	ernor	
22		of Guam regarding the EITC in 2004 at 2005.		
23	.			
24	NN	Press release relating to EITC, dated November 10, 2004.		:
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Page 6
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

Page 6 of 9

$\begin{bmatrix} 1 \\ 2 \end{bmatrix}$	EXHIBIT	DESCRIPTION	NOT ADMITTED	ADMITTED
3	00	Memorandum of Points and Authorities in Response to Petitioner's Motion for Order		
4		Approving Administration Plan, Etc. date November 8, 2004, filed by Attorney	d	
5		General's Office, in Santos v. Camacho, e District Court of Guam, Civ. No. 04-0000		
6	PP	Request for Hearing and Objection, etc.,		
7 8		dated November 9, 2004, filed by Calvo & Clark, in Santos v. Camacho, et al, District Court of Guam, Civ. No. 04-00006.		
9	QQ	Memorandum of Points and Authorities in		
10		Support of the Governor of Guam's Motion to Dismiss, dated October 28, 2004, filed		
11		Calvo & Clark in Torres v. Government of Guam, Camacho, et al, District Court of	of	
12	D.D.	Guam, Civ. No. 04-00038.	. 1'4	
13 14	RR	Pacific Daily News, GovGuam to Pay Credated February 14, 2004.	eart,	
15	SS	Pacific Daily News, Tax Credit may be Pacific Daily News, Tax Credit may be Pacific Daily News, 2004.	aid	
16	TT	Pacific Daily News, Residents file for 199 Tax Credit, dated June 12, 2004.	98	
17	UU	Pacific Daily News, EITC Settlement		
18 19		Reached, dated June 14, 2004.		
20	VV	KUAM Printable News, Governor, AG continue Battle over Roles – this time in		
21		regards to EITC, dated November 11, 200	04.	
22	ww	Pacific Daily News, Governor files suit to halt EITC settlement, dated November 27		
23		2004.		
24	XX	KUAM Printable News, Governor may Freeze EITC Payments until Settlement		
25		Issue Resolved, dated December 1, 2004.		

Page 7
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

	EXHIBIT	DESCRIPTION	NOT ADMITTED	ADMITTED
3	YY	Pacific Daily News, Taxpayers can file EITC, dated December 30, 2004.		
4	ZZ	Pacific Daily News, Rev & Tax		
5		ordered to Take Claims for EITC, dated January 13, 2005.		
6 7	AAA	48 U.S.C. §1421i(h), Organic Act of Guam.		
8	BBB	5 G.C.A. §22401, Illegal Expenditures.		
9	CCC	Relevant provisions, Guam Procurement		
10		Law, 5 G.C.A., Chapter 5.		
11	DDD	Relevant provisions, Guam Procurement Regulations.		
12	EEE	5 G.C.A. §22601, Execution of Contracts.		
14	FFF	Relevant portions of Section 6103 and 7213, Internal Revenue Code (26 U.S.C. §6103 & §7213).		
15	GGG			
16	666	Consent Decree, dated February 11, 2004, United States of America v.		
17		Government of Guam, District Court of Guam, Civil Case No. 02-00022.		!
18	HHH	Decision and Order, dated July 23,		
19	·	2004, and Decision and Order (on motions for reconsideration), dated		
20		September 9, 2004, People of Guam v.		
21		Antonio M. Diaz, Superior Court of Guam, Criminal Case No. CF 0050-03.		
22	III	Decision and Order, dated June 25,		
23		2004, and Decision and Order (Motions to Reconsider), dated July 26, 2004,		
24		People of Guam v. Rosie Tainatongo, Superior Court of Guam, Criminal Case		
-25		No. CF 0060-04.		

Page 8
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

$\left \begin{array}{c} \mathbf{D}^1 \\ 2 \end{array}\right $	EXHIBIT	DESCRIPTION	<u>ON</u>	NOT ADMITTED	ADMITTED
3	JJJ	Decision Yan Otden, Moylan Camacho, Superior Court of			
4		SP 230-03, dated November	10, 2003.		
5	KKK	Declaration of Michael F. Ph Support of Petitioner's Respo			
6		Respondent Governor's Obje Petitioner's Motion for Appro	ction to		
7	:	Administration Plan, dated			
8		December 8, 2004, Santos v. Et al, District Court of Guam			
9		Case No. 04-00006.			
10					
11	Dated	this 24 th day of January, 2005			
12				THE ATTORNEY ylan, Attorney Genera	
13			Douglas Di iiio	jum, item noy concil	
14			7		
15			STEPHEN A		
16				WEINBERG orneys General	
17			Attorney for		
18					
19					
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Page 9
Respondents' List of Exhibits
District Court Civil Case No. 04-00006

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